

JUL 31 2009

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

DONELL J. BLOUNT, SR.,

Plaintiff,

V.

LT. DELMER TATE, ET AL.,

Defendants.

Case No. 7:08CV00471

FINAL ORDER

By: Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

as follows:

1. Defendants' motion for summary judgment is **GRANTED**;
2. Plaintiff's retaliation and equal protection claims are **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1); and
3. The action is **STRICKEN** from the active docket of the court.

ENTER: This 31st day of July, 2009.

John Connor

United States District Judge